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13 **UNITED STATES DISTRICT COURT**
14 **DISTRICT OF NEVADA**

15 JAMES MARTIN and PATRICE M.
16 PERRIER, individually and on behalf of all
other similarly situated,

17 Plaintiffs,

18 v.

19 CAESARS ENTERTAINMENT, INC.,

20 Defendants.
21

Case No. 2:23-cv-01865-GMN-NJK

**ORDER CONTINUING TIME FOR
DEFENDANT CAESARS
ENTERTAINMENT, INC. TO RESPOND
TO COMPLAINT
(FIRST REQUEST)**

22 Defendant Caesars Entertainment, Inc. (“Caesars”) and Plaintiffs James Martin and Patrice
23 M. Perrier (“Plaintiffs”) (collectively “Parties”), by and through their undersigned counsel, hereby
24 stipulate and agree as follows and jointly request that the Court enter an Order approving this
25 Stipulation;

26 **WHEREAS**, on November 13, 2023, Plaintiff filed a class action complaint (ECF No. 1);

27 **WHEREAS**, on November 21, 2023, Caesars was served with the Complaint and
28 Summons (ECF No. 10);

1 **WHEREAS**, pursuant to Federal Rule of Civil Procedure 12, the deadline for Caesars to
2 answer or otherwise respond to the Complaint was December 12, 2023 (ECF No. 10);

3 **WHEREAS**, 15 additional actions arising from the same subject matter as Plaintiffs’
4 complaint are currently pending in this District;

5 **WHEREAS**, the first five of these actions filed in this District have been consolidated,
6 with the lead case being *Rodriguez v. Caesars Entertainment, Inc.*, No. 2:23-cv-01447-ART-
7 BNW (Sept. 15, 2023), and the consolidated action being renamed *In re Data Breach Security*
8 *Litigation Against Caesars Entertainment, Inc.*, No. 2:23-cv-01447-ART-BNW (ECF No. 21)
9 (“Consolidated Action”);

10 **WHEREAS**, the consolidated Action is currently pending before the Honorable Judge
11 Anne R. Traum;

12 **WHEREAS**, on November 3, 2023, Caesars filed an Unopposed Motion to Consolidate
13 Later-Filed Cases into the Consolidated Action, which included six additional related complaints
14 that had been filed as of that date;

15 **WHEREAS**, on November 16, 2023, Plaintiff in the action *Katz v. Caesars*
16 *Entertainment, Inc.*, No. 2:23-cv-01836-GMN-NJK filed a Motion to Consolidate the *Katz* case
17 into the Consolidated Action;

18 **WHEREAS**, on December 8, 2023, Caesars filed a Notice of Non-Opposition to all
19 pending Motions to Consolidate, which requested that Judge Traum consolidate all pending cases
20 against Caesars into the Consolidated Action, and further order that any subsequently filed or
21 transferred actions be automatically consolidated into the Consolidated Action absent objection
22 by the parties;

23 **WHEREAS**, Caesars anticipates that the *Martin* action will be consolidated with the
24 Consolidated Action, and proceed on a coordinated schedule for pre-trial proceedings;

25 **WHEREAS**, the parties in the Consolidated Action have agreed to stay Caesars’ deadline
26 to answer or otherwise respond to the complaints pending the filing of a Consolidated Complaint;

27 **WHEREAS**, to avoid unnecessary expenditure of resources and effort responding to
28 Plaintiffs’ individual complaint where all Parties are agreed that the complaint should first be

1 consolidated into the Consolidated Action, and where the Motion to Consolidate Later-Filed Cases
2 is currently pending before the court in the Consolidated Action, the Parties have agreed to extend
3 the time for Caesars to respond to the Complaints until forty-five (45) days following the service
4 of a consolidated complaint, as requested in the Motion to Consolidate Later-Filed Cases, or, if
5 the Court denies the Motion to Consolidate, forty-five (45) days after the Court issues such
6 decision. There is good cause to grant this request, which is not made for the purposes of delay.

7 It is therefore **STIPULATED** and **AGREED** that:

- 8 1. Defendant shall file and serve any answer or other response within forty-five (45)
9 days of the filing of a consolidated complaint, if the pending Motion to Consolidate
10 Later-Filed Cases is granted.

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2. If the Motion to Consolidate Later-Filed Cases is not granted, Defendant shall file and serve any answer or other response to Plaintiffs' complaint within forty-five (45) days of the Court's decision.

Dated: December 13, 2023.

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IT IS SO ORDERED.


UNITED STATES MAGISTRATE JUDGE

DATED: December 14, 2023